IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 28370 of 1997

Between:

1 N.P. Singaa Reddy, S/o Singara Reddy,
R/o Pitagayagulla, B.Pet. (M), Prakasam Dist.
2 M/s Datta Sai Engineering Construction Rep. by Managing

Partners, D. Sreenivas Reddy, Giddalur.
3 K. Madhava Reddy, S/o K. Ch.Venkata Reddy,
R/o Pusalapadu, B.Pet (M), Prakasam Dist.
4 G.V. Ramalinga Reddy, S/o Rami Reddy,
R/o Galigerugulla, B.Pet (M), Prakasam Dist.
5 T. Sreenivasa Reddy, S/o. Venkat Reddy,
R/o Pusalapadu, B.Pet (M), Prakasam Dist.
6 V. Ramana Reddy, S/o Poli Reddy,
R/o Kakarla Ardhaveedu (M), Prakasam dist.

... PETITIONERS

AND

1 The Superintending Engineer R & B Department,
Guntur.
2 The Superintending Engineer R & B Department,
Nellore.
3 The Superintending Engineer R & B Department,
Ongole.
4 The Superintending Engineer PR Department,
Guntur.
(dismissed for default as per court order dt:31.8.2000 as against

RR 4,6,7,15)
5 The Superintending Engineer P.R. Department,
Ongole.
6 The Executive Engineer,

Irrigation, Panchayat Raj Department, Prakasam Dist.
(dismissed for default as per court order dt:31.8.2000 as against

RR 4,6,7,15)
7 The Superintending Engineer,
Irrigation Department, Guntur.
(dismissed for default as per court order dt:31.8.2000 as against

RR 7)
8 The Superintending Engineer,
Irrigation Department, Ongole.
9 The Superintending Engineer,
Irrigation Department, Nellore.
10 The Superintending Engineer,
Public Health Department, Nellore.
11 The Executive Engineer, R & B Department,
Ongole.
12 The Executive Engineer,
Panchayat Raj Department, Markapur, Prakasam Dist.
13 The Executive Engineer, R & B Dept.,
Markapur, Prakasam Dist.
14 The Executive Engineer,
Public Health Department, Ongole.
15 The Superintending Engineer,
PR (RWS) Department, Guntur.
(dismissed for default as per court order dt:31.8.2000 as against

RR 15)
16 The Executive Engineer
P.R. (RWS) Department, Podili,
Prakasam Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other writ order or direction particularly in the nature of writ, directing the Respondents to insist upon the payment of E.M.D by way of D.D. at the time of execution of agreement without insisting upon the produce clearance certificates under A.P.G.S.T. Act in favour of all concerned Executive Engineer, at the time of Execution of agreement payment of part bills, final bills withheld amount and deposit amounts

Counsel for the Petitioners: MR.V.R.AVULA

Counsel for the Respondents: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following:

ORDER:

This writ petition is filed seeking Mandamus directing the respondents to

insist upon the payment of E.M.D. by way of D.D. at the time of execution of agreement without insisting upon the produce of clearance certificates under APGST Act in favour of all concerned Executive Engineers at the time of execution of agreement, payment of part bills, final bills, withheld amounts and deposit amounts.

2. When the matter is taken up today, none appears for the petitioners. Learned Government Pleader appearing for the respondents submits that, by lapse of time the prayer in the writ petition has become infructuous.

Recording the said submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J

March 29, 2005

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to. –

1 The Superintending Engineer R & B Department,

Guntur.

2 *The Superintending Engineer R & B Department, Nellore.*

3 *The Superintending Engineer R & B Department, Ongole.*

4 *The Superintending Engineer P.R. Department, Ongole.*

5 *The Superintending Engineer, Irrigation Department, Ongole.*

6 *The Superintending Engineer, Irrigation Department, Nellore.*

7 *The Superintending Engineer, Public Health Department, Nellore.*

8 *The Executive Engineer, R & B Department, Ongole.*

9 *The Executive Engineer, Panchayat Raj Department, Markapur, Prakasam Dist.*

10 *The Executive Engineer, R & B Dept., Markapur, Prakasam Dist.*

11 *The Executive Engineer, Public Health Department, Ongole.*

12 *The Executive Engineer P.R. (RWS) Department, Podili, Prakasam Dist.*

Two C.C. s to the G.P. for Irrigation & Comm. Area Development,

High Court of Andhra Pradesh, Hyderabad.

Two C.D. Copies.